

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

3 YOLIE PEREZ,

4 Plaintiff

5 v.

6 COMMISSIONER OF SOCIAL SECURITY,

7 Defendant  
8

Case No.: 2:18-cv-02010-APG-NJK

**Order Accepting Report and  
Recommendation**

[ECF No. 8]

9 On December 3, 2017, Magistrate Judge Koppe recommended that I dismiss this case  
10 without prejudice because plaintiff Yolie Perez did not file a second amended complaint as  
11 directed. ECF No. 8. Perez did not file an objection. Thus, I am not obligated to conduct a de  
12 novo review of the report and recommendation. 28 U.S.C. § 636(b)(1) (requiring district courts  
13 to “make a de novo determination of those portions of the report or specified proposed findings  
14 to which objection is made”); *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003)  
15 (en banc) (“the district judge must review the magistrate judge’s findings and recommendations  
16 de novo *if objection is made*, but not otherwise” (emphasis in original)). I nevertheless  
17 conducted a de novo review. 28 U.S.C. § 636(b)(1).

18 IT IS THEREFORE ORDERED that Magistrate Judge Koppe’s report and  
19 recommendation (**ECF No. 8**) is **accepted** and this case is dismissed without prejudice. The  
20 clerk of court is instructed to close this case.

21 DATED this 26th day of December, 2018.

22 

23 ANDREW P. GORDON  
UNITED STATES DISTRICT JUDGE